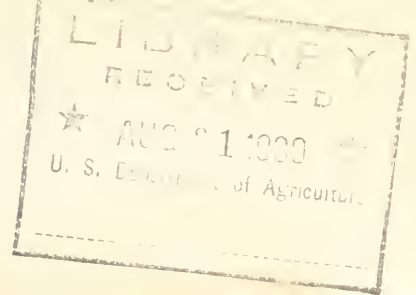


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ACP-99 Revised

Issued August 14, 1939

UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL ADJUSTMENT ADMINISTRATION

AMENDED REGULATIONS PERTAINING TO THE MAKING OF
ADVANCES TO PERSONS TO ENABLE THEM TO OBTAIN INSUR-
ANCE FROM THE FEDERAL CROP INSURANCE CORPORATION.

By virtue of the authority vested in the Secretary of Agriculture by the Act entitled, "An Act to amend section 12 of the Soil Conservation and Domestic Allotment Act, as amended," approved March 25, 1939, I, M. L. Wilson, Acting Secretary of Agriculture, do make, prescribe, publish and give public notice of the following regulations covering the making of advances to persons for the purpose of assisting them to insure their crops with the Federal Crop Insurance Corporation, which amend and supersede the regulations entitled "Regulations Pertaining to the Making of Advances to Persons to Enable Them To Obtain Insurance From the Federal Crop Insurance Corporation," approved and issued by the Secretary of Agriculture under the date of March 29, 1939. These regulations are to be in force and effect until amended or superseded by regulations hereafter made by the Secretary of Agriculture under said provisions of law.

Done at Washington, D. C.,
this 14th day of August 1939.
Witness my hand and the seal
of the Department of Agriculture.

(Seal)

(Signed) M. L. WILSON

Acting Secretary of Agriculture

PART 715--AMENDED REGULATIONS PERTAINING TO THE MAKING OF ADVANCES
TO PERSONS TO ENABLE THEM TO OBTAIN INSURANCE FROM THE
FEDERAL CROP INSURANCE CORPORATION.

Section 715.1. Definitions. As used herein and in all forms and documents relating to the making of advances to persons to enable them to obtain insurance from the Federal Crop Insurance Corporation (hereinafter referred to as an advance), unless the context or subject matter otherwise requires, the terms:

(a) Secretary, Administrator, Regional Director, State committee, county committee and person shall have the meanings assigned to them in the Agricultural Conservation Program Bulletin issued for the crop year with respect to which a person applies for insurance with the Federal Crop Insurance Corporation.

(b) The Corporation means the Federal Crop Insurance Corporation.

Section 715.2. Eligibility for advance. In order to be eligible to request an advance a person at the time of making such request,

(a) must file, or have previously filed with the county committee, the application for crop insurance to which the request for advance relates;

(b) must be participating, or agree to participate, in the Agricultural Conservation Program relating to the crop year to which the application for insurance relates, to such an extent that the estimated payment to be earned under such program less (1) the pro rata deduction for county association expenses, (2) the amount of the payment which has been assigned under such program, and (3) the sum of such person's indebtedness to the Agricultural Adjustment Administration and to the various agencies and departments of the Federal Government as set forth in the Order Governing Set-offs Revised by the Secretary of Agriculture, October 25, 1938, is at least equal to the amount for which the request for advance is made; this amount of payment is hereinafter referred to as "net payment";

(c) must authorize the Secretary to deduct the amount of the advance from any payment to which such person then or thereafter becomes entitled under any program administered by the Department, must agree, upon notice from the Secretary or his agent, to repay the amount of advances owing to the Secretary at the time of such notice, and must agree that the Secretary has a right to and interest in all indemnities payable under insurance contracts issued to him by the Corporation to the extent of the amount of the advance owing to the Secretary at the time claim for any such indemnity is made;

(d) must agree that the authorization for deduction from payments and indemnities, as set forth in (c) above, shall apply to payments and indemnities due him which are made to his successor in interest because of death, incompetency, insolvency or bankruptcy.

Sec. 715.3. Request for advance. An advance will be made only upon request therefor submitted through the county office on a prescribed form. A request form shall be filed for each application for insurance for which an advance is desired: Provided, however, That if, subsequent to filing such a request, a person desires to increase his insurance coverage under an insurance contract for which an advance was previously requested, he may file a supplemental request for advance of the additional amount of premium.

Sec. 715.4. Manner of payment. The amount of advance approved by the appropriate State Office of the Agricultural Adjustment Administration will be remitted by the Secretary directly to the Corporation. In the event the amount of the advance so remitted to the Corporation is in excess of the amount of premium due, the excess will be returned by the Corporation to the Secretary and the applicant's account credited with such amount: **Provided, however, That, if the Secretary has been reimbursed for the amount of the advance, the excess will be returned to the applicant, and, if the Secretary has been reimbursed for a portion of the amount of the advance, the amount of excess needed to reimburse the Secretary for the entire amount of advance will be returned to the Secretary for the applicant's account and the remainder will be returned to the applicant.**

Sec. 715.5. Forms and instructions. The Agricultural Adjustment Administration shall prescribe such forms and issued such instructions as may be necessary to carry out these regulations.

Section 715.6. Signature and authorization. The provisions of ACP-16, "Instructions on Signatures and Authorizations," are hereby made a part of these regulations.

